IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.1654 OF 2005

IN

WRIT PETITION NO.2598 OF 2004

Mr.Abdullah S/o. Ali Mohammed Faia ...Applicant

Versus

Ms.Abida D/o.Anwar Hussain & Anr. ...Respondents

.....

Mr.A.G.Damle i/b Ms.Prachi Ajay Nimbalkar

for Applicant.

Ms.Poonam Nital i/b Mr.G.N.Karkera for Respondent No.1.

Mr.A.S.Gadkari, A.P.P. for Respondent No.2.

.....

CORAM: A.M.KHANWILKAR, J.

MARCH 18, 2005.

P.C.

1. Heard Counsel for the parties.

2. Although there is substance in the technical objections raised on behalf of the Respondent No.1, however, in the interest of

justice, the Application is allowed in terms of prayer clauses (a) and (c), on condition that the Applicant shall pay cost of Rs.2,500/- (Rupees Two Thousand Five Hundred) to the Respondent No.1 on or before 19th March 2005.

3. Counsel for the Applicant assures to comply with this direction before 19th March 2005.

4. On this assurance, Application is disposed of by directing listing of Criminal Writ Petition No.2598 of 2004 on 22nd March 2005.

A.M.KHANWILKAR, J.